THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 23490 of 2007
AND
W.P. No. 23492 of 2007

Date:06-11-2007

W.P. No. 23490 of 2007

Between:

Smt.U. Sobha Rani

...

Petitioner

AND

The District Collector, Machilipatnam and two others

..

Respondents

W.P. No. 23492 of 2007

Between:

Smt. V. Prameela

...

Petitioner

AND

The District Collector, Machilipatnam and two others

..

Respondents

COMMON ORDER:

The petitioners in both the writ petitions viz. U.Sobha Rani and V.Prameela question the action of the second respondent/R.D.O., Gudivada in not considering and passing appropriate orders in the appeals field by them against the orders in Rc.No.B/95/07, dated 23.07.2007 and inRc.No.B.96/2007, dated 25.07.2007.

It is stated that the Tahsildar, Nandivada passed the aforesaid resumption orders in Rc.No.B/95/07, dated 23.07.2007 and in Rc.No.B.96/2007, dated 25.07.2007 on the ground that the lands an extent of Ac.3.01 cents in R.S.Nos.151 & 152/2 of Polukonda village was originally assigned in favour of Field Labour Co-operative Society, Anamanapudi, but the said assignee transferred the said land in favour of the petitioner-U.Sobha Rani and an extent of Ac.1.80 cents in R.S.No.151 of Polukonda village was originally assigned in favour of Vemavarapu Bhaskar Rao, but the said assignee transferred the said land in favour of the petitioner-V.Prameela. Therefore, in exercise of powers conferred under Section 4(1)(a) of the Act, the resumption orders have been passed. Against the said resumption orders, the petitioner in W.P.No.23490 of 2007 filed appeal No.1101 of 2007 and the petitioner in W.P.No.23492 of 2007 filed appeal No.1099 of 2007 on the file of

the Revenue Divisional Officer, Gudivada. It is stated that the said appeals are pending along with the stay applications.

Having regard to the facts of the case, without expressing any opinion with regard to the merits of the case, as the statutory appeals are pending, it is just and proper to protect the interest of the petitioners pending disposal of the appeals.

Accordingly, both the writ petitions are disposed of directing the 2nd respondent/R.D.O.,Gudiwada to consider and dispose of the appeals filed by the petitioners in accordance with law and pending disposal of the said appeals, status-quo with regard to the possession of the lands obtained as on today shall be maintained. There shall be no order as to costs.

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V.ESWARAIAH, J.

Date:06.11.2007
ccm